SECTION .1100 - POLICIES ON BENEFICIAL USE AND AVAILABILITY OF MATERIALS RESULTING FROM THE EXCAVATION OR MAINTENANCE OF NAVIGATIONAL CHANNELS

15A NCAC 07M .1101 DECLARATION OF GENERAL POLICY

Certain dredged material disposal practices may result in removal of material important to the sediment budget of ocean and inlet beaches. This may, particularly over time, adversely impact important natural beach functions especially during storm events and may increase long term erosion rates. Ongoing channel maintenance requirements throughout the coastal area also lead to the need to construct new or expanded disposal sites as existing sites fill. This is a financially and environmentally costly undertaking. In addition, new sites for disposal are increasingly harder to find because of competition from development interests for suitable sites. Therefore, it is the policy of the State of North Carolina that material resulting from the excavation or maintenance of navigation channels be used in a beneficial way wherever practicable.

History Note: Authority G.S. 113A-107;

Eff. October 1, 1992.

15A NCAC 07M .1102 POLICY STATEMENTS

- (a) Clean, beach quality material dredged from navigation channels within the active nearshore, beach, or inlet shoal systems must not be removed permanently from the active nearshore, beach or inlet shoal system unless no practicable alternative exists. Preferably, this dredged material will be disposed of on the ocean beach or shallow active nearshore area where environmentally acceptable and compatible with other uses of the beach.
- (b) Research on the beneficial use of dredged material, particularly poorly sorted or fine grained materials, and on innovative ways to dispose of this material so that it is more readily accessible for beneficial use is encouraged.
- (c) Material in disposal sites not privately owned shall be available to anyone proposing a beneficial use not inconsistent with Paragraph (a) of this Rule.
- (d) Restoration of estuarine waters and public trust areas adversely impacted by existing disposal sites or practices is in the public interest and shall be encouraged at every opportunity.

History Note: Authority G.S. 113A-107;

Eff. October 1, 1992.